AFFIDAVIT

THE COUNTY OF ______________________

STATE OF TEXAS

CERTIFICATION OF ON-SITE SEWAGE FACILITIES REQUIRING MAINTENANCE

According to Texas Commission on Environmental Quality Rules for On-Site Sewage Facilities, this document is filed in the Official Public records of _______________________________ County, Texas.

The Texas Health and Safety Code, Chapter 366 authorizes the Texas Commission on Environmental Quality (TCEQ) to regulate on-site sewage facilities (OSSFs). Additionally, the Texas Water Code (TWC), 5.012 and 5.013, gives the TCEQ primary responsibility for implementing the laws of the State of Texas relating to water and adopting rules necessary to carry out its powers and duties under the TWC. The TCEQ, under the authority of the TWC and the Texas Health and Safety Code, requires owners to provide notice to the public that certain types of OSSFs are located on specific pieces of property. To achieve this notice, the TCEQ requires an Official Public Record recording. Additionally, the owner must provide proof of the recording to the local OSSF permitting authority. This document is not a representation or warranty by the TCEQ or the local permitting authority of the suitability of this OSSF, nor does it constitute any guarantee by the TCEQ or the local permitting authority that the appropriate OSSF was installed.

Before me, the undersigned authority, on this day personally appeared (land owner’s printed name): ____________________________________________________________ who after being by me duly sworn, upon oath states that he/she is the owner/owner’s agent of record of that certain tract, lot, or parcel of land lying and being situated in _______________ County Texas, and being more particularly described as follows:

Lot __________, Block __________, Subdivision __________________________, Unit # __________

Acreage ________, Survey Name __________________________ Abstract # ________, Deed Volume ________, Page ________

Tract __________, Section __________, GEO ___________________________________________________________________

911 Address ________________________________________________________________________________________________

OR ATTACH: A COPY OF WARRANTY DEED / W METES AND BOUNDS PROPERTY DESCRIPTION

An OSSF requiring inspections and maintenance according to 30 Texas Administrative Code 285.91(12) is proposed to be installed on this property. This OSSF must be inspected once every ________ months. Inspection and maintenance on this OSSF must be done in accordance with THSC 366.0515 and TAC 285. At least thirty days before an existing inspection contract expires, the property owner must submit a renewal contract (or equivalent compliance documentation per TAC 285) to the local permitting authority. The owner will, upon sale or transfer of the above described property, request a transfer of the permit for the OSSF to the buyer or new owner and a new, signed maintenance contract (or equivalent compliance documentation per TAC 285) must be submitted to the permitting authority within 30 days after the property has been transferred. Neither the maintenance company nor the owner may alter the OSSF in any way without prior approval of the permitting authority.

WITNESS MY HAND ON THIS THE __________ DAY OF _______________________, 20 _____

(Owner’s Signature[s])

SWORN TO AND SUBSCRIBED BEFORE ME on this the _______ day of _______________________, 20 _____ by _______________________________________

(Owner’s Printed Name)

_______________________________________
(Notary Public, State of Texas)

_______________________________________
Notary’s Printed Name

My Commission Expires: ________________________ (Seal)